

APR. 7. 2004 2:31PM BST&Z - CM

Appl. No. 09/473,575  
Amtd. dated April 7, 2004  
Reply to Office Action of February 12, 2004

NO. 1224 P. 6

4/13/4  
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APR 07 2004

#16 88  
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OFFICIAL

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No.	:	09/473,575	Confirmation No. 1163
Applicant	:	Darrell D. Boggs	
Filed	:	12/28/1999	
TC/A.U.	:	2127	
Examiner	:	VO, LILLIAN	
Docket No.	:	042390.P6871	
Customer No.	:	8791	

Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

**AMENDMENT**

Sir:

In response to the Office Action of February 12, 2004, please amend the above-identified application as follows:

**Amendments to the Specification begin on page 2 of this paper.**

**Amendments to the Claims are reflected in the listing of claims which begins on page 3 of this paper.**

**Remarks/Arguments begin on page 7 of this paper.**

Docket No: 042390.P6871

Page 1 of 10

JAH/phs



## BLAKELY SOKOLOFF TAYLOR &amp; ZAFMAN LLP

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## FACSIMILE COVER SHEET

Deliver to: Lilian Vo, USPTO Art Group: 2127  
 Facsimile No.: 703 746-7239 Date: April 7, 2004  
 From: James Henry, Reg. No. 41,064  
 Our Docket No.: 42390P6871 Number of pages 14 including this sheet.  
 Application No.: 09/473,575 Filing Date: 12/28/1999  
 Docket Due Date(s): 5/12/2004

Enclosed are the following documents:

- |   |   |
|---|---|
| <input checked="" type="checkbox"/> Amendment: <u>Response</u> ( <u>10</u> pgs) | <input type="checkbox"/> Issue Fee Transmittal                                    |
| <input type="checkbox"/> Appeal Brief (in triplicate) ( _____ pgs)              | <input type="checkbox"/> Notice of Appeal   |
| <input type="checkbox"/> Application: _____<br>( _____ pgs) w/cover & abstract) | <input type="checkbox"/> Petition for: _____                                      |
| <input type="checkbox"/> Assignment & Cover Sheet ( _____ pgs)                  | <input type="checkbox"/> Request for Continued Examination (RCE)                  |
| <input checked="" type="checkbox"/> Certificate of Facsimile _____              | <input type="checkbox"/> Reply Brief ( _____ pgs)                                 |
| <input type="checkbox"/> Continued Prosecution Application (CPA)                | <input type="checkbox"/> Request & Certification Under 35 USC 122(b)(2)(B)(i)     |
| <input type="checkbox"/> Declaration & POA ( _____ pgs)                         | <input type="checkbox"/> Request to Rescind Previous Nonpublication Request       |
| <input type="checkbox"/> Drawings: _____ sheets, _____ figures                  | <input type="checkbox"/> Response to Notice of Missing Parts & Formalities Letter |
| <input type="checkbox"/> Extension of Time: _____                               | <input type="checkbox"/> Response to Written Opinion ( _____ pgs)                 |
| <input checked="" type="checkbox"/> Fee Transmittal (in duplicate)              | <input type="checkbox"/> Terminal Disclaimer                                      |
| <input type="checkbox"/> IDS & PTO/SB/08 ( _____ pgs)                           | <input type="checkbox"/> Transmittal of Publication Fee Due                       |
| <input type="checkbox"/> Other _____  | <input checked="" type="checkbox"/> Transmittal Letter                            |

CERTIFICATE OF MAILING/TRANSMISSION (37 CFR 1.84)

I hereby certify that this correspondence is being transmitted by facsimile on the date shown below to the United States Patent and Trademark Office.

  
Pat Sullivan      04/7/2004  
Pat Sullivan      Date

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If you do not receive all the pages, or if there is any difficulty in receiving, please call: (408) 947-8200 and ask for Pat Sullivan.

<b>TRANSMITTAL FORM</b> <i>(to be used for all correspondence after initial filing)</i>		Application No.	09/473,575
		Filing Date	December 28, 1999
		First Named Inventor	Darrell D. Boggs
		Art Unit	2127
		Examiner Name	Lilian Vo
Total Number of Pages in This Submission	14	Attorney Docket Number	42390P6871

ENCLOSURES (check all that apply)			
<input checked="" type="checkbox"/> Fee Transmittal Form  <input type="checkbox"/> Fee Attached  <input checked="" type="checkbox"/> Amendment / Response  <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s)  <input type="checkbox"/> Extension of Time Request  <input type="checkbox"/> Express Abandonment Request  <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> PTO/SB/08  <input type="checkbox"/> Certified Copy of Priority Document(s)  <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Basic Filing Fee <input type="checkbox"/> Declaration/POA  <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s)  <input type="checkbox"/> Licensing-related Papers  <input type="checkbox"/> Petition  <input type="checkbox"/> Petition to Convert a Provisional Application  <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address  <input type="checkbox"/> Terminal Disclaimer  <input type="checkbox"/> Request for Refund  <input type="checkbox"/> CD, Number of CD(s)	<input type="checkbox"/> After Allowance Communication to Group  <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences  <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)  <input type="checkbox"/> Proprietary Information  <input type="checkbox"/> Status Letter  <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):	
		<b>Facsimile Transmittal Sheet</b>	
Remarks			

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	James Henry, Reg. No. 41,064  BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP
Signature	
Date	April 7, 2004

CERTIFICATE OF MAILING/TRANSMISSION			
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Typed or printed name	Pat Sullivan		
Signature			
	Date	April 7, 2004	

Based on PTO/SB/21 (02-04) as modified by Blakely, Sokoloff, Taylor & Zafman (wir) 02/10/2004.  
SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

#16

# FEE TRANSMITTAL for FY 2004

Effective 10/01/2004. Patent fees are subject to annual revision.

 Applicant claims small entity status. See 37 CFR 1.27.

TOTAL AMOUNT OF PAYMENT (\$)

Complete if Known	
Application Number	09/473,575
Filing Date	December 28, 1999
First Named Inventor	Darrell D. Boggs
Examiner Name	Lilian Vo
Art Unit	2127
Attorney Docket No.	42390P6871

## METHOD OF PAYMENT (check all that apply)

 Check     Credit card     Money Order     Other     None  
 Deposit Account
Deposit Account Number **02-2666**Deposit Account Name **Blakely, Sokoloff, Taylor & Zafman LLP**

The Commissioner is authorized to: (check all that apply)

- 
- Charge fee(s) indicated below
- 
- Credit any overpayments
- 
- 
- Charge any additional fee(s) or underpayment of fees as required under 37 CFR §§ 1.16, 1.17, 1.18 and 1.20.
- 
- 
- Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account

## FEE CALCULATION

## 1. BASIC FILING FEE

Large Entity	Small Entity	Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)
1001	770	2001	885
1002	340	2002	170
1003	530	2003	265
1004	770	2004	385
1005	180	2005	80
SUBTOTAL (1)		(\$)	

## 2. EXTRA CLAIM FEES

Total Claims	Extra Claims	Fee from below	Fee Paid
Independent Claims	21	83*	0
Multiple Dependent	3	7*	0
		X 18.00	= \$0.00
		X 88.00	= \$0.00

Large Entity	Small Entity	Fee Description	
Fee Code	Fee (\$)	Fee Code	
1202	18	2202	9
1201	88	2201	43
1203	290	2203	145
1204	86	2204	43
1205	18	2205	9
SUBTOTAL (2)		(\$)	

\*or number previously paid, if greater. For Reissues, see below

## 3. ADDITIONAL FEES

Large Entity	Small Entity	Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)
1051	180	2051	65
1052	50	2052	25
2053	130	2053	130
1812	2,520	1812	2,520
1804	920*	1804	920*
1806	1,840*	1806	1,840*
1251	110	2251	55
1252	420	2252	210
1253	950	2253	475
1254	1,480	2254	740
1255	1,210	2255	605
1404	330	2401	165
1402	330	2402	165
1403	290	2403	145
1451	1,610	2451	1,510
1452	110	2452	55
1453	1,330	2453	665
1501	1,330	2501	665
1502	480	2502	240
1503	640	2503	320
1460	130	2480	130
1807	50	1807	50
1808	180	1808	180
8021	40	8021	.40
1809	770	1809	385
1810	770	2810	385
1801	770	2801	385
1802	600	1802	900
Other fee (specify)		(\$)	

\*Reduced by Best Filing Fee Paid

SUBTOTAL (3)

(\$)

Complete (if applicable)

Name (Print/Type)	James Henry	Registration No. (Attorney/Agent)	41,064	Telephone	(408) 947-8200
Signature				Date	04/07/04

Based on PTO/SB/17 (10-03) as modified by Blakely, Sokoloff, Taylor & Zafman (wir) 02/10/2004.  
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